

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 6062
The Harry Truman Fund; Jason Bennett;)
George Scarola)

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on April 21, 2009, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-3 to pass a motion to:

- a) Find reason to believe that the Harry Truman Fund violated 2 U.S.C. § 441i(b)(1) in connection with the Harry Truman Fund mailer.
- b) Find no reason to believe that the Harry Truman Fund violated 2 U.S.C. §§ 433 or 434 by failing to register and report as a political committee with the Commission.
- c) Find no reason to believe that Jason Bennett or George Scarola violated the Act.
- d) Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated March 17, 2009.
- e) Authorize the use of compulsory process as to all Respondents and witnesses in this matter, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary.
- f) Approve the appropriate letters.

Commissioners Bauerly and Walther voted affirmatively for the motion.

Commissioners Hunter, McGahn II, and Petersen dissented. Commissioner Weintraub recused herself with respect to MUR 6062 and did not vote.

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2. Decided by a vote of 5-0 to:

Close the file in MUR 6062.

Commissioners Bauerly, Hunter, McGahn II, Petersen, and Walther voted affirmatively for the decision. Commissioner Weintraub recused herself with respect to MUR 6062 and did not vote.

Attest:

April 22, 2009
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

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